

STATE OF NEVADA



COMMISSION ON ETHICS

COMMISSION PANEL DETERMINATION
REGARDING JUST AND SUFFICIENT CAUSE
NRS 281.511(3)

COMMISSION PANEL: TIMOTHY CASHMAN AND RICK HSU

IN THE MATTER OF THE REQUEST FOR OPINION
CONCERNING THE CONDUCT OF
Earl Mitchell, Constable
Clark County, Henderson Township

Request for Opinion
No. 06-67

On May 21, 2007, pursuant to NRS 281.462, a Commission Panel reviewed the Executive Director's Report and Recommendation Regarding Just and Sufficient Cause, the request for opinion, and all related documents. Pursuant to NAC 281.194, a finding by a panel that no just and sufficient cause exists for the Commission to render an opinion on an ethics complaint must be unanimous. Therefore, since the Panel's determination as to just and sufficient cause on the allegation that Mr. Mitchell violated the provisions of NRS 281.571(1)(b) was not unanimous, the issue is referred to the Ethics Commission for a hearing.

The initial complaint filed with the Commission alleged violations of NRS 281.571(1)(b) for failure to disclose the actual amount of income that Mr. Mitchell receives from his office as constable; however, the statute does not require the amounts to be disclosed, only the sources of income. The Commission's investigation revealed additional potential violations of NRS 281.571(1)(b). Therefore, pursuant to NAC 281.189, the investigation was expanded to include additional relevant issues and facts beyond those presented in the ethics complaint.

The Commission will hold a hearing and render an opinion regarding whether Mr. Mitchell violated:

- NRS 281.571(1)(b) when he failed to list the Henderson Township Constable as a general source of income on his annual Financial Disclosure Statement dated January 13, 2006.

The Request for Opinion is, therefore, REFERRED TO THE NEVADA COMMISSION ON ETHICS, and is scheduled for hearing on Wednesday, September 12, 2007 at 9:00 a.m. at the Legislative Counsel Bureau, Grant Sawyer State Office Building Room 4401, 555 E. Washington Avenue, Las Vegas, Nevada.

DATED: June 12, 2007


L. Patrick Hearn, Executive Director

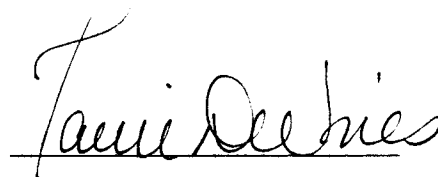
CERTIFICATE OF MAILING

I certify that I am an employee of the Nevada Commission on Ethics and that on this day at Las Vegas, Nevada, I placed a true and correct copy of the Commission Panel Determination Regarding Just and Sufficient Cause in an envelope and deposited same to be delivered via Certified Mail Return Receipt Requested, through the State of Nevada Mailroom, addressed as follows:

Earl Mitchell, Clark County Constable
Henderson Township
243 Water Street
Henderson, NV 89015

Cert. No. 7006 3450 0002 1589 7070

¹³TS
Dated: June 12, 2007



An employee of the
Nevada Commission on Ethics